

ORDER FOR SUPPLIES OR SERVICES					Form Approved		Page 1 Of 6	
1. Contract/Purch Order No.		2. Delivery Order No.		3. Date Of Order		4. Requisition/Purch Request No.		5. Certified for National Defense Under DMS Reg 1 Priority DOC9
DAAE20-97-D-0030		0006		1999MAY28		SEE SCHEDULE		
6. Issued By			Code	7. Administered By (If other than 6)			Code	8. Delivery FOB  <input type="checkbox"/> Dest <input checked="" type="checkbox"/> Other  (See Schedule if other)
Acala AMSTA-AC-PCH-B RICHARD PERMANTIER (309) 782-3430 ROCK ISLAND IL 61299-7630  EMAIL: PERMANTIER@RIA.ARMY.MIL			W52H09	DCMC BALTIMORE 217 EAST REDWOOD ST SUITE 1800 BALTIMORE MD 21202-5299  SCD C PAS NONE ADP PT HQ0338			S2101A	
9. Contractor			Code	Facility Code	10. Deliver To FOB Point By (Date)			11. Mark If Business Is  <input type="checkbox"/> Small <input checked="" type="checkbox"/> Small Disadvantaged <input type="checkbox"/> Woman-Owned
AMERICAN TECHNOLOGY CORP 2330 N HOWARD ST BALTIMORE MD 21218-5007			1DB58		SEE SCHEDULE			
					12. Discount Terms			
					13. Mail Invoices To See Block 15			
14. Ship To			Code	15. Payment Will Be Made By			Code	Mark All Packages And Papers With Contract Or Order Number
SEE SCHEDULE				DFAS-COLUMBUS CENTER SOUTH ENTITLEMENT OPERATION DFAS-CO-JSC/CAPITOL PO BOX 182263 COLUMBUS OH 43218-2263			SC1034	
16. T O Y R P D E E R O F	Delivery	<input checked="" type="checkbox"/>	This delivery order is issued on another Government agency or in accordance with and subject to terms and conditions of above numbered contract.					
	Purchase		Reference your <input type="checkbox"/> Oral; <input type="checkbox"/> Written Quotation, Dated _____, furnish the following on terms specified herein.					
			Acceptance. The Contractor Hereby Accepts The Offer Represented By The Numbered Purchase Order As It May Previously Have Been Or Is Now Modified, Subject To All Of The Terms And Conditions Set Forth, And Agrees To Perform The Same.					
Name Of Contractor			Signature			Typed Name And Title		Date Signed
<input checked="" type="checkbox"/> If this box is marked, supplier must sign Acceptance and return the following number of copies:								
17. ACCOUNTING AND APPROPRIATION DATA/LOCAL USE SEE SCHEDULE								
18. Item No.	19. Schedule Of Supplies/Service			20. Quantity Ordered/ Accepted*	21. Unit	22. Unit Price	23. Amount	
	SEE SCHEDULE CONTRACT TYPE: Firm-Fixed-Price  KIND OF CONTRACT: Supply Contracts and Priced Orders							
* If quantity accepted by the Government is same quantity ordered, indicate by X. If different, enter actual quantity accepted below quantity ordered and encircle.				24. United States Of America			25. Total	\$1,847,114.77
				By: JOYCE L KLEIN Contracting/Ordering Officer KLEINJ@RIA.ARMY.MIL (309) 782-5051			29. Differences	
26. Quantity In Column 20 Has Been					27. Ship. No.	28. D.O. Voucher No.	30. Initials	
<input type="checkbox"/> Inspected <input type="checkbox"/> Received <input type="checkbox"/> Accepted And Conforms To Contract Except As Noted  _____ Date _____ Signature Of Authorized Govt Representative					<input type="checkbox"/> Partial <input type="checkbox"/> Final	32. Paid By	33. Amount Verified Correct For	
					31. Payment		34. Check Number	
36. I certify this account is correct and proper for payment					<input type="checkbox"/> Complete <input type="checkbox"/> Partial <input type="checkbox"/> Final	35. Bill Of Lading No.		
37. Received At	38. Received By	39. Date Received		40. Total Containers	41. S/R Account No.	42. S/R Voucher No.		

CONTINUATION SHEET	Reference No. of Document Being Continued		Page 2 of 6
	PIIN/SIIN DAAE20-97-D-0030/0006	MOD/AMD	

Name of Offeror or Contractor: AMERICAN TECHNOLOGY CORP

SUPPLEMENTAL INFORMATION

1. DELIVERY ORDER 0006 IS AWARDED UNDER THE TERMS AND CONDITIONS OF CONTRACT DAAE20-97-D-0030 AS AN ADD ON UNDER THE U.S. SMALL BUSINESS ADMINISTRATION HUBZONE EMPOWERMENT CONTRACTOR PROGRAM. AMERICAN TECHNOLOGY CORPORATION, 2601 N. HOWARD STREET, BALTIMORE, MD IS QUALIFIED AS A HUBZONE SMALL BUSINESS CONCERN PURSUANT TO FAR 19.1303.
2. AWARD OF THIS DELIVERY ORDER IS SUBJECT TO INCORPORATION OF THE REOPENER CLAUSE CONTAINED IN PARAGRAPH 5 BELOW.
3. AWARD IS MADE AGAINST: CLIN 0001AA FOR 53,226 EACH, FACEPIECE, BREATHING (S), NSN 4240-01-413-1540; AT A UNIT PRICE OF \$10.37, FOR A TOTAL CLIN AMOUNT OF \$551,953.62; AND CLIN 0002AA FOR 124,895 EACH, FACEPIECE, BREATHING (M/L), NSN: 4240-01-413-1543; AT A UNIT PRICE OF \$10.37, FOR A TOTAL CLIN AMOUNT OF \$1,295,161.15. THE TOTAL AMOUNT OF THIS DELIVERY ORDER IS \$1,847,114.77.
4. FOB IS ORIGIN.
5. REOPENER CLAUSE: THIS REOPENER CLAUSE WILL APPLY TO THE CONTRACTOR’S MATERIAL OVERHEAD RATE (4.5%) AND G&A OVERHEAD RATE (28%) USED IN ARRIVING AT THE UNIT PRICE FOR THIS DELIVERY ORDER. THE MATERIAL OVERHEAD AND G&A OVERHEAD RATES WILL BE SUBJECT TO DOWNWARD ADJUSTMENT ONLY. THE MATERIAL AND G&A OVERHEAD RATES ALONG WITH THEIR ASSOCIATED BASE COSTS WILL BE REVISED BASED ON ACTUALS OBTAINED BY DCAA, OR FORWARD PRICING RATES ACCEPTED BY DCAA, AND WILL BE FURNISHED WHEN THEY BECOME AVAILABLE. ANY ADJUSTMENT WILL ALSO INCORPORATE THE PROFIT PERCENT ORIGINALLY NEGOTIATED AND WILL APPLY TO THE REVISED COSTS. THE TOTAL DOLLAR AMOUNT FOR DELIVERY 0006 WILL SUBSEQUENTLY BE REVISED ON A DOWNWARD BASIS ONLY TO REFLECT THE NEW UNIT PRICE DERIVED FROM THE CHANGE IN THE MATERIAL OVERHEAD AND G&A OVERHEAD RATES.
6. CLIN 0004 IS ADDED AS A COST REIMBURSABLE CLIN ON A NOT TO EXCEED BASIS FOR UP TO 6 TOOL REPLATINGS. THE NOT TO EXCEED AMOUNT IS CALCULATED AS FOLLOWS:
- |                 |                |                    |
|-----------------|----------------|--------------------|
| COST TO REPLATE | \$11,452 X 6 = | \$68,712.00        |
| G & A @ 28%     |                | <u>\$19,239.00</u> |
| TOTAL           |                | \$87,951.00        |
7. THE TOTAL DOLLAR AMOUNT OF DELIVERY ORDER 0005 WILL BE ADJUSTED DOWNWARD TO REFLECT THE NEGOTIATED UNIT PRICE OF \$10.37 APPLIED ON DELIVERY ORDER 0006.
8. THE REOPENER CLAUSE IS APPLICABLE TO THE UNIT PRICES ON THIS FIRM FIXED PRICE DELIVERY ORDER 0006 AND 0005 AND ALSO THE G&A RATE ON THE COST REIMBUSABLE CLIN (PARA 6 ABOVE).
9. IT IS NOTED THAT JUNE DELIVERIES UNDER CLIN 0002AA OF DELIVERY ORDER 0005 WILL BE REVISED AS AGREED TO ALLOW FOR REPLATING OF TOOLS.

\*\*\* END OF NARRATIVE A001 \*\*\*

CONTINUATION SHEET	Reference No. of Document Being Continued PIIN/SIIN DAAE20-97-D-0030/0006 MOD/AMD	Page 3 of 6
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Name of Offeror or Contractor: AMERICAN TECHNOLOGY CORP

ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT																																																						
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0001	<u>Supplies or Services and Prices/Costs</u>																																																										
0001AA	<u>PRODUCTION QUANTITY WITHOUT FIRST ARTICLE/QV</u>	53226	EA	\$ 10.37000	\$ 551,953.62																																																						
	NSN: 4240-01-413-1540 NOUN: FACEPIECE, BREATHING (S) FSCM: 81361 PART NR: EA-PRF-2006 TYPE I SECURITY CLASS: Unclassified PRON: DE9AXM40DE PRON AMD: 01 ACRN: AA AMS CD: 30720000000																																																										
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CONTINUATION SHEET	Reference No. of Document Being Continued PIIN/SIIN DAAE20-97-D-0030/0006 MOD/AMD	Page 4 of 6
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0002	<u>Supplies or Services and Prices/Costs</u>																																																										
0002AA	<u>PRODUCTION QUANTITY WITHOUT FIRST ARTICLE/OV</u>  NSN: 4240-01-413-1543 NOUN: FACEPIECE, BREATHING (M/L) FSCM: 81361 PART NR: EA-PRF-2006 TYPE II SECURITY CLASS: Unclassified PRON: DE9AYM40DE PRON AMD: 01 ACRN: AA AMS CD: 30720000000  <u>Packaging and Marking</u> PACKAGING/PACKING/SPECIFICATIONS: SEE SECTION D LEVEL PRESERVATION: Commercial LEVEL PACKING: Commercial  <u>Inspection and Acceptance</u> INSPECTION: Origin ACCEPTANCE: Origin  <u>Deliveries or Performance</u> DOC SUPPL <table><tr><td><u>REL CD</u></td><td><u>MILSTRIP</u></td><td><u>ADDR</u></td><td><u>SIG CD</u></td><td><u>MARK FOR</u></td><td><u>TP CD</u></td></tr><tr><td>001</td><td>W58HZ191336502</td><td>W45CMT</td><td>J</td><td></td><td>1</td></tr><tr><td></td><td><u>PROJ CD</u></td><td><u>BRK BLK PT</u></td><td></td><td></td><td></td></tr><tr><td></td><td>076</td><td></td><td></td><td></td><td></td></tr></table> <table><tr><td><u>DEL REL CD</u></td><td><u>QUANTITY</u></td><td><u>DEL DATE</u></td></tr><tr><td>001</td><td>16,000</td><td>30-SEP-1999</td></tr><tr><td>002</td><td>16,000</td><td>28-OCT-1999</td></tr><tr><td>003</td><td>16,000</td><td>30-NOV-1999</td></tr><tr><td>004</td><td>16,000</td><td>30-DEC-1999</td></tr><tr><td>005</td><td>9,000</td><td>27-JAN-2000</td></tr><tr><td>006</td><td>12,000</td><td>29-FEB-2000</td></tr><tr><td>007</td><td>18,000</td><td>30-MAR-2000</td></tr><tr><td>008</td><td>18,000</td><td>27-APR-2000</td></tr><tr><td>009</td><td>3,895</td><td>30-MAY-2000</td></tr></table> FOB POINT: Origin  SHIP TO: <u>PARCEL POST ADDRESS</u> (W45CMT) 4005 USAG CONSOL PROP SRA WHS BLDG 49015 FT HOOD TX 76544  <u>CONTRACT/DELIVERY ORDER NUMBER</u> DAAE20-97-D-0030/0006	<u>REL CD</u>	<u>MILSTRIP</u>	<u>ADDR</u>	<u>SIG CD</u>	<u>MARK FOR</u>	<u>TP CD</u>	001	W58HZ191336502	W45CMT	J		1		<u>PROJ CD</u>	<u>BRK BLK PT</u>					076					<u>DEL REL CD</u>	<u>QUANTITY</u>	<u>DEL DATE</u>	001	16,000	30-SEP-1999	002	16,000	28-OCT-1999	003	16,000	30-NOV-1999	004	16,000	30-DEC-1999	005	9,000	27-JAN-2000	006	12,000	29-FEB-2000	007	18,000	30-MAR-2000	008	18,000	27-APR-2000	009	3,895	30-MAY-2000	124895	EA	\$ 10.37000	\$ 1,295,161.15
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ITEM NO	SUPPLIES/SERVICES	QUANTITY	UNIT	UNIT PRICE	AMOUNT
	<div>SERVICES LINE ITEM</div> <div>SECURITY CLASS: Unclassified</div> <div>Inspection and Acceptance</div> <div>INSPECTION: DestinationACCEPTANCE: Destination</div> <div>This line item is for replating expenses for the Universal Second Skin mold tools. The total for this CLIN is a "not to exceed" amount and is cost reimbursable.</div> <div>(End of narrative F001)</div>				\$87,951.00

Name of Offeror or Contractor: AMERICAN TECHNOLOGY CORP

CONTRACT ADMINISTRATION DATA

								JOB					
LINE	PRON/	OBLG						ORDER	ACCOUNTING		OBLIGATED		
ITEM	AMS CD	ACRN	STAT	ACCOUNTING CLASSIFICATION				NUMBER	STATION		AMOUNT		
0001AA	DE9AXM40DE	AA	2	97	90300260196N6N06P30720031K1	S19130		96KM40	W13G07	\$	551,953.62		
30720000000													
0002AA	DE9AYM40DE	AA	2	97	90300260196N6N06P30720031K1	S19130		96KM40	W13G07	\$	1,295,161.15		
30720000000													
										TOTAL	\$	1,847,114.77	
SERVICE								ACCOUNTING		OBLIGATED			
NAME	TOTAL BY ACRN		ACCOUNTING CLASSIFICATION					STATION		AMOUNT			
Army	AA		97	90300260196N6N06P30720031K1	S19130				W13G07	\$	1,847,114.77		
										TOTAL	\$	1,847,114.77	